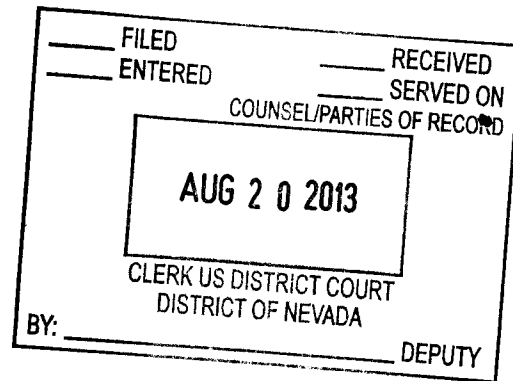


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 23 GOOGLE INC.



24 UNITED STATES DISTRICT COURT

25 DISTRICT OF NEVADA

26 Unwired Planet LLC,

27 Plaintiff,

Case No. 3:12-cv-504-LRH-VPC

28 v.

Google Inc.,

Defendant.

AND RELATED COUNTERCLAIMS

MOTION FOR LEAVE TO FILE UNDER SEAL
PURSUANT TO THE JUNE 5, 2013,
STIPULATED PROTECTIVE ORDER

Defendant Google Inc. ("Google"), by and through its counsel of record, hereby respectfully moves for permission to file exhibits to its August 2013 Case Management

1 Conference Statement under seal. This Motion is made pursuant to L.R. 10-5 and supported by
2 the attached memorandum of points and authorities and all papers and pleadings on file herein.

3 **MEMORANDUM OF POINTS AND AUTHORITIES**

4 Google's August 2013 Case Management Conference Statement attaches exhibits that
5 contain proprietary and confidential technical details concerning how some of the accused
6 products work. Local Rule 10-5(b) provides, in part, that "papers filed with the Court under seal
7 shall be accompanied by a motion for leave to file those documents under seal, and shall be filed
8 in accordance with the Court's electronic filing procedures." LR 10-5(b).

9 On June 5, 2013, this Court entered a Stipulated Protective Order (Dkt. No. 99). The
10 Stipulated Protective Order contemplates three categories of information that are protected. *Id.* at
11 3. Relevant to the present motion is the category designated as "Confidential Outside Counsel
12 Only." *See id.* This category of information includes "commercially sensitive competitive
13 information." *Id.* at 5. The Stipulated Protective Order further provides that all "documents
14 submitted to the Court which have been designated as Protected Information, or which contain
15 information so designated, shall be filed under seal in a manner prescribed by the Court for such
16 filings." *Id.* at 17.

17 In this case, Google's August 2013 Case Management Conference Statement contains ten
18 exhibits (labeled Confidential Exhibit 1 through Confidential Exhibit 10) relating to the
19 infringement portion of Unwired Planet's LR 16.1-10 contentions. Google designated portions of
20 its noninfringement contentions as Confidential Outside Counsel Only because they describe
21 proprietary, confidential, and nonpublic technical details about how the accused Google products
22 operate. The portions of Unwired Planet's contentions that Google attaches repeat or quote from
23 Google's Protected Information at length and therefore need to be filed under seal.

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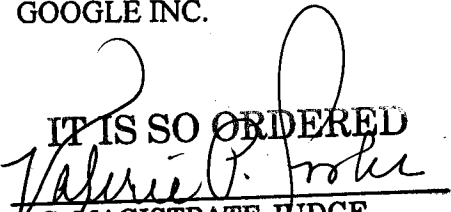
1 Because Confidential Exhibits 1-10 to Google's August 2013 Case Management
2 Conference Statement contains information that has properly been designated as confidential
3 pursuant to the Stipulated Protective Order, Google respectfully requests that the Court grant this
4 Motion and permit Google to file Confidential Exhibits 1-10 to its Case Management Conference
5 Statement under seal.

6
7 DATED: August 15, 2013

MUNGER, TOLLES & OLSON LLP

8
9 By: /s/ Adam R. Lawton
Adam R. Lawton

10 Attorneys for Defendant
11 GOOGLE INC.

12
13 **IT IS SO ORDERED**
14 
U.S. MAGISTRATE JUDGE

15 DATED: August 19, 2013
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CERTIFICATE OF SERVICE

I certify that I am an employee of GORDON SILVER, and that on this date, pursuant to FRCP 5(b), I am serving a true and correct copy of the attached **MOTION FOR LEAVE TO FILE UNDER SEAL FILED UNDER SEAL PURSUANT TO THE JUNE 5, 2013, STIPULATED PROTECTIVE ORDER** on the parties as set forth below:

_____ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing in the United States Mail, Reno, Nevada, postage prepaid, following ordinary business practices

_____ Certified Mail, Return Receipt Requested

_____ Via Facsimile (Fax)

_____ Via E-Mail

_____ Placing an original or true copy thereof in a sealed envelope and causing the same to be personally Hand Delivered

_____ Federal Express (or other overnight delivery)

XXX EM/ECF Electronic Notification

addressed as follows:

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DATED this 15th day of August, 2013.

/s/ Cindy S. Grinstead
An Employee of GORDON SILVER